

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,

07cr123(8) (JNE)  
11cv55 (JNE)

Plaintiff,

v.

**ORDER**

COREY LEE NELSON-HUGHES,

Defendant.

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For the reasons stated in the Government's responsive memorandum, and pursuant to the en banc opinion of the Court of Appeals for the Eighth Circuit in Sun Bear v. United States, 644 F.3d 700 (8<sup>th</sup> Cir. en banc 2011), the 28 U.S.C. § 2255 motion of Corey Lee Nelson-Hughes is denied.

DATED: January 5, 2012

s/ Joan N. Erickson  
JOAN N. ERICKSEN, Judge  
United States District Court